

NDPS – 61/21

Order No. 32 dt. 29.3.23

Today is fixed for production and evidence.

Accused person in custody namely Dilip Das is produced from J.C. today.

Witness A.S.I. Bhaskar Ghosh is present before court and prosecution files his witness hazira. He is examined in-chief as PW10, cross examined in full and accordingly discharged. The other witness summoned today is not present. The accused person is remanded back to J.C. till the next date. Ld. Advocate for the State has filed a petition today u/s 311 Cr.P.C. which is now moved. He submitted that the I.O. of this case has inadvertently left out an important witness i.e. Gazetted Officer namely Inspector Biswasroy Sarkar in this case from the charge sheet submitted by him. He prayed for summoning the witness , as his evidence is vital to prove the prosecution case.

Heard. Perused the petition and materials in the record. Considered.

On perusal of the seizure list and charge sheet found in the record, it is apparent that the above person has acted as Gazetted Officer in the search seizure, who has not been made witness in this case. For proper and effective adjudication of this case, the evidence of this witness is necessary and hence the said prayer of the prosecution is allowed u/s 311 Cr.P.C. **Let the next date be fixed for recording the evidence of Inspector Biswasroy Sarkar and CSW No.6**

Issue summons accordingly.

To 02.5.23 for production and evidence.

Dictated & Corrected by,

Sd/-

Addl. Sessions Judge, 1st Court,
Cooch Behar, (NDPS).

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Cooch Behar, (NDPS).